

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, SEPTEMBER 14, 2015 AT 3:00 P.M.**

The Meeting was called to order at 3:00 p.m. Present: Council Chair Fellers; Council Members: Camp, Christensen, Eskridge, Gaylor Baird, Lamm, Raybould, City Clerk, Teresa J. Meier.

Council Chair Fellers announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

READING OF THE MINUTES

ESKRIDGE Having been appointed to read the minutes of the City Council proceedings of August 31, 2015, reported having done so, found same correct.

Seconded by Gaylord Baird and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

PUBLIC HEARING

APPLICATION OF COTTONWOOD CAFÉ, LLC DBA COTTONWOOD CAFÉ FOR A CLASS I LIQUOR LICENSE AT 440 SOUTH 11TH STREET;

MANAGER APPLICATION OF NATHAN SIMPSON FOR COTTONWOOD CAFÉ, LLC DBA COTTONWOOD CAFÉ AT 440 SOUTH 11TH STREET - Nathan Simpson, owner of Meadowlark Coffee, 1118 Lancaster Ln., came forward to take the oath and answer questions. He said Gary Steer, property owner approached him and asked if he would be interested in opening up a business at the old Dugann's location at 11th & K Street. He believes his business plan fits the demand of the area.

Carl Eskridge, Council Member, inquired about business operations.

Nathan shared the hours of operation and stated they will provide a light breakfast, lunch and dinner menu along with coffee and alcoholic beverages.

Jane Raybould, Council Member, inquired if Nathan was aware of the background history of Mr. Ford.

Nathan stated he was aware was not of a concern for either parties. Discussion followed.

This matter was taken under advisement.

APPLICATION OF MIDWEST BBQ VENTURES LINCOLN, LLC DBA FAMOUS DAVE'S FOR A CLASS IK LIQUOR LICENSE AT 2750 PINE LAKE ROAD;

MANAGER APPLICATION OF KELLY M. YAKOPEC FOR MIDWEST BBQ VENTURES LINCOLN, LLC DBA FAMOUS DAVE'S AT 2750 PINE LAKE ROAD - Susantha Weerasinghe, General Manager of Famous Dave's, 2750 Pine Lake Rd., came forward to take the oath. He stated that Famous Dave's was part of a corporation for many years and just recently changed into a franchise with Midwest BBQ Ventures taking over the restaurant. Discussion followed.

This matter was taken under advisement.

MANAGER APPLICATION OF JESSE G. REECE FOR SCHOLL REECE, LLC DBA BORN IN A BARN AT 815 O STREET - Jesse G. Reece, applicant, 815 O St., came forward to take the oath and answer questions. Discussion followed.

This matter was taken under advisement.

MANAGER APPLICATION OF KIRK BAHM FOR MORAN'S LIQUOR WORKS LLC DBA MORAN'S BOTTLE SHOP AT 3402 A STREET - Eric Bahm, representative for Moran's Bottle Shop, 3710 Lasalle, came forward to take the oath and request approval.

This matter was taken under advisement.

APPLICATION OF GNS CORPORATION DBA CAPPY'S FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 20 FEET BY 40 FEET AND AN INDOOR AREA MEASURING APPROXIMATELY 85 FEET BY 88 FEET AT GALA RECEPTION HALL AT 2602 PARK BOULEVARD ON SEPTEMBER 25, OCTOBER 31, AND NOVEMBER 7, 2015 FROM 5:00 P.M. TO 2:00 A.M.;

APPLICATION OF GNS CORPORATION DBA CAPPY'S BAR FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 20 FEET BY 40 FEET AND AN INDOOR AREA MEASURING APPROXIMATELY 87 FEET BY 87 FEET AT GALA RECEPTION HALL AT 2602 PARK BOULEVARD ON SEPTEMBER 19, 2015 FROM 5:00 P.M. TO 1:00 A.M. (P.H. CON'T W/ACTION FOR TWO WEEKS UNTIL 9/14/15, 7-0);

APPLICATION OF GNS CORPORATION DBA CAPPY'S BAR FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 20 FEET BY 40 FEET AND AN INDOOR AREA MEASURING APPROXIMATELY 87 FEET BY 87 FEET AT GALA RECEPTION

**REGULAR MEETING
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HALL AT 2602 PARK BOULEVARD ON OCTOBER 3, 2015 FROM 5:00 P.M. TO 1:00 A.M. (P.H. CON'T W/ACTION FOR TWO WEEKS UNTIL 9/14/15, 7-0) - John F. Caporale, owner of Cappy's, 5560 S. 48th St., came forward and stated these are all for weddings. Discussion followed.

This matter was taken under advisement.

SPECIAL PERMIT 15030 - APPLICATION OF OAK LAKE EVANGELICAL FREE CHURCH TO CONSTRUCT A 85-FOOT TALL MONOPOLE FOR PERSONAL WIRELESS FACILITIES, ON PROPERTY GENERALLY LOCATED AT 3300 NORTH 1ST STREET. (8/24/15 - PUBLIC HEARING AND ACTION DELAYED UNTIL 08/31/15, 7-0) (P.H. CON'T W/ACTION FOR TWO WEEKS UNTIL 9/14/15, 7-0) - Tim Riesdorf, 3333 Gregory St., came forward to state that there was a meeting with the church. He stated that they were not presented with the option of the flag pole. Was informed that they want to put 3 providers at this location. overall feeling from the meeting is "the lesser of two evils". Suggested the color of the pole be an earth tone or brown so it fits the existing bell tower. Discussion followed.

Diane Koutecky, 3440 N. 2nd St., came forward to state her health concerns about living near the cell tower and is in opposition.

Fred J. Kotecky, 3440 N. 2nd St., came forward to state his concerns about property value and is in opposition. Discussion followed.

Joe Coyle, 312 E. 70th St., Kansas City, MO 64113, came forward to state he received an email from Jack Gregg, the President of the Homeowner's Association, stating there was a compromise made. Mr. Coyle said he thought everyone was in favor of the design and structure and was not aware that Mr. Riesdorf was still not in favor. SBA created the Bell Tower design and they can adhere to the coloring, design, and characteristics. He said they will continue to make compromises if needed. Discussion followed.

This matter was taken under advisement.

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "C" BY CREATING THE CLASSIFICATIONS OF "PUBLIC SAFETY DISPATCHER," "SENIOR PUBLIC SAFETY DISPATCHER," AND "PUBLIC SAFETY DISPATCH SUPERVISOR" - Doug McDaniel, Director of Human Services, came forward to state they are working with LPD in terms of reorganizing. New positions are created by taking five classifications and collapsing it into three classifications. The pay ranges stay the same and the only cost implication is moving the lower level positions into higher level positions.

Jon Camp, Council Member, inquired about the cost effect.

Mr. McDaniel said the cost implication is around \$13,000.00. With a reorganization we find titling and descriptions that is more commensurate with the market. It is also more efficient by collapsing the five categories down to three. Discussion followed.

Chief Jim Peschong, Lincoln Police Department, came forward to state they combined the positions from the police service desk with the Emergency 911 Center. The reason for this is to eliminate transferring the public between the two points of contact and creating just one point of contact for the citizens. By doing so there was only one position that was eliminated entirely. Also, by combining the two operations it creates one workforce that will be more efficient and is capable of performing a variety of duties instead of having individuals only being assigned to certain ones. Discussion followed.

This matter was taken under advisement.

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "C" BY CREATING THE CLASSIFICATION OF "PROCESS CONTROL TECHNICIAN" - Doug McDaniel, Director of Human Resources, came forward to state the "Process Control Technician" is a new position that is being developed in conjunction with Public Works Wastewater division. This position is somewhat an evolution of the technology in Wastewater. Previously, we would have Wastewater Treatment Plant Operators performing certain duties but things have now moved into a much more computerized environment. The Process Control Technician will review the data as it is generated and direct the Treatment Plant Operators in what they need to do. Discussion followed.

This matter was taken under advisement.

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "N" BY CREATING THE CLASSIFICATION OF "AUTOMOTIVE BODY TECHNICIAN" - Doug McDaniel, Director of Human Resources, came forward to state the "Automotive Body Technician" is a new position that is being developed in conjunction with the Lincoln Police Department. Historically, all of the body work has been done by the automotive mechanic position in the police garage. With the retirement of the automotive mechanic, there is a vacancy where we can develop the new position for the Automotive Body Technician which is at a lower pay range. Discussion followed.

This matter was taken under advisement.

AMENDING THE PAY SCHEDULES FOR THE EMPLOYEE GROUPS WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGES WHICH ARE PREFIXED BY THE LETTERS "A" AND "C" BY CHANGING THE TITLE AND PAY RANGE OF CLASS 3011 FROM "EMS MANAGEMENT

SUPPORT SPECIALIST” IN PAY RANGE A14 TO “EMS SUPPLY SPECIALIST” IN PAY RANGE C26 - Doug McDaniel, Director of Human Resources, came forward to state this is an amendment to pay ranges, re-titling and rearrange assignments for the new position of “EMS Management Support Specialist”. This position resides in Lincoln Fire, it has been vacant for sometime and there was an incumbent in Lincoln Fire, occupying a position of “Stores Clerk” apply for an audit of their position. We felt that this is a better match in terms of the title, made adjustments in duties, and subsequently lower the pay range as well. This allows a lower level position to audit into this higher position. Discussion followed.

This matter was taken under advisement.

CHANGE OF ZONE 2463E - APPLICATION OF 3 AMIGOS PROPERTIES, LLC, TO AMEND HIGHPOINTE PLANNED UNIT DEVELOPMENT BY CHANGING THE ZONING FROM R-3 RESIDENTIAL DISTRICT PUD TO B-2 PLANNED NEIGHBORHOOD BUSINESS DISTRICT PUD; AND FOR APPROVAL OF AN AMENDED DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW THE SALE OF ALCOHOL FOR CONSUMPTION ON THE PREMISES IN CONJUNCTION WITH A RESTAURANT AS A PERMITTED USE IN THE B-2 AREA, AND ADJUSTS THE PARKING REQUIREMENT TO ONE SPACE PER 300 SQUARE FEET OF FLOOR FOR ALL USES IN THE B-2 AREA, ON PROPERTY GENERALLY LOCATED AT 4701 OLD CHENEY ROAD - Matt Langston, representative of Olsson Associates, 601 P. St., Suite 200, came forward to state that this PUD was originally adopted in 1998 which was a mix-use having a commercial building and apartments. Zoning ordinances at that time allowed alcohol sales without a special permit. Mr. Langston said the request is for the change in the commercial building to B2, which will allow onsite alcohol sales and the Planning Staff recommended the one space per 300 square feet of floor adjustment to the parking requirement. Discussion followed.

Dave Carey, Acting Planning Director, came forward to address Council questions regarding zoning and measurements.

This matter was taken under advisement.

APPROVING THE SECOND AMENDMENT TO THE BOND ORDINANCE FOR THE CITY OF LINCOLN HAYMARKET HOTEL/TOOL HOUSE REDEVELOPMENT PROJECT IN DOWNTOWN LINCOLN TO AMEND THE TOTAL NOT TO EXCEED AMOUNT TO \$3,015,000 - Dave Landis, Director of Urban Development, came forward to state that the developer has built the project as designed and described by the redevelopment agreement that was approved in 2011. Section A of the agreement was to build the hotel and the first 3 floors of the Tool House, and Section B was to build two floors of residential atop the original building of the Tool House, which was agreed upon to be an optional portion of the drafted agreement. Discussion followed.

Rick Peo, Assistant City Attorney, came forward to state the TIF bond ordinance was amended and it was to include the total amount but it only included the amount for TIF Bond A. Mr. Peo said this will allow us to add TIF Bond B. He stated nothing was being added and nothing is new, we are just bringing the dollar amounts up to what was originally agreed upon.

This matter was taken under advisement.

ANNEXATION 15007 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 44.78 ACRES OF PROPERTY GENERALLY LOCATED AT NORTH 84TH STREET AND HAVELOCK AVENUE. (RELATED ITEMS: 15-105, 15-106);

CHANGE OF ZONE 15020 - APPLICATION OF PAR 5 PARTNERS, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO I-2 INDUSTRIAL PARK DISTRICT ON PROPERTY GENERALLY LOCATED AT 4851 NORTH 84TH STREET. (RELATED ITEMS: 15-105, 15-106) - Mark A. Fahleson, attorney, Remboldt Ludtke, 1128 Lincoln Mall, came forward. This property is located at 84th St. and Havelock. The principals of this entity is the Pied family and their plans are to build a test kitchen for their own beef products. In addition, they will also have a small cold storage repackaging facility and distribution facility at this location. The initial plan is to remodel that property for that use. In order to do that the property needs to be annexed and re-zoned from the current AG to the I-2 designation. Planning Commission recommended approval. Discussion followed.

This matter was taken under advisement.

ANNEXATION 15006 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 45.73 ACRES AND ADJACENT RIGHTS-OF-WAY ON PROPERTY GENERALLY LOCATED AT SOUTH 63RD STREET AND YANKEE HILL ROAD. (RELATED ITEMS: 15-108, 15-109);

CHANGE OF ZONE 04075F - APPLICATION OF THE OWNERS, TO AMEND VILLAGE GARDENS PLANNED UNIT DEVELOPMENT BY EXPANDING THE BOUNDARY TO INCLUDE APPROXIMATELY 46 ADDITIONAL ACRES, FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON SAID ADDITIONAL PROPERTY; FOR A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY; AND FOR A DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW ADDITIONAL SINGLE-FAMILY DWELLING LOTS ON THE UNDERLYING R-3 ZONED AREA. (RELATED ITEMS: 15-108, 15-109) - DaNay A. Kalkowski, attorney, Seacrest & Kalkowski, PC, LLO came forward to state the applications for the annexation and change of zone to R-3 PUD are really a continuation of

Village Gardens PUD. There will be an addition of 45 acres of residential uses that is consistent with the overall concept plan for the PUD. The developer has requested two waivers, one for a pedestrian sidewalk in block 14 and a block length waiver near the townhome area in the south. Planning Commission recommends both applications including the requests for the waivers.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

APPROVING A MULTI-YEAR CONTRACT BETWEEN THE BOARD OF REGENTS OF THE UNIVERSITY OF NEBRASKA ON BEHALF OF THE UNIVERSITY OF NEBRASKA MEDICAL CENTER, COLLEGE OF NURSING AND THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT TO ALLOW NURSING STUDENTS TO UTILIZE SERVICE PROGRAMS AT THE LINCOLN-LANCASTER HEALTH DEPARTMENT TO FULFILL REQUIREMENTS OF THEIR COMMUNITY HEALTH NURSING COURSE FOR THEIR BACHELOR'S DEGREES IN NURSING - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-89228 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Agreement between the City of Lincoln, on behalf of the Lincoln-Lancaster County Health Department (LLCHD), and the Board of Regents of the University of Nebraska, on behalf of the College of Nursing (UNMC) to utilize service programs at the Lincoln-Lancaster County Health Department to fulfill requirements of their community health nursing course for their bachelor's degree in nursing, upon the terms and conditions set forth in said Agreement, which is attached hereto marked as Attachment "A", is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

The City Clerk is directed to forward one fully executed original of said Agreement to Judy Halstead, Lincoln-Lancaster County Health Department Director, for transmittal to University of Nebraska Medical Center, College of Nursing.

Introduced by Roy Christensen

Seconded by Gaylor Baird & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPROVING THE DISTRIBUTION OF FUNDS REPRESENTING INTEREST EARNINGS ON SHORT-TERM INVESTMENTS OF IDLE FUNDS DURING THE MONTH ENDED JULY 31, 2015 - CLERK read the following resolution, introduced by Carl Eskridge, who moved its adoption:

A-89229 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That during the month ended July 31, 2015 \$64,282.07 was earned from the investments of "IDLE FUNDS". The same hereby distributed to the various funds on a pro-rata basis using the balance of each fund and allocating a portion of the interest on the ratio that such balance bears to the total of all fund balances.

Introduced by Carl Eskridge

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY CITY COUNCIL ON AUGUST 24, 2015 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY CITY COUNCIL ON AUGUST 31, 2015 (RESOLUTION B: A-89226 AND RESOLUTION C: A-89227) - CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY CITY COUNCIL ON AUGUST 31, 2015 (EXCEPT FOR RESOLUTION B: A-89226 AND RESOLUTION C: A-89227 WHICH WERE DELIVERED TO THE MAYOR ON SEPTEMBER 1, 2015) - CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

REQUEST OF PUBLIC WORKS TO SET THE HEARING DATE OF MONDAY, SEPTEMBER 28, 2015, AT 5:30 P.M. & PLACE ON THE FORMAL CITY COUNCIL AGENDA THE FOLLOWING:

15-117 PROVIDE AUTHORITY TO CREATE AND ORDER CONSTRUCTED UNDER SPECIAL ASSESSMENT DISTRICT, A 6" WATER MAIN IN 26TH STREET FROM H TO J STREETS AND ASSESS THE COST THEREOF AGAINST THE BENEFITTED PROPERTIES.

15-118 PROVIDE AUTHORITY TO CREATE AND ORDER CONSTRUCTED UNDER SPECIAL ASSESSMENT DISTRICT, A 6" WATER MAIN IN C STREET FROM 1ST TO 2ND STREETS AND ASSESS THE COST THEREOF AGAINST THE BENEFITTED PROPERTIES.

REPORT FROM CITY TREASURER OF FRANCHISE FEES FROM BLACK HILLS CORPORATION FOR THE MONTH OF JULY, 2015 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(16-1)**

REPORT FROM CITY TREASURER OF 911 SURCHARGES FOR THE MONTHS OF JUNE & JULY 2015 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(20-02)**

REPORT FROM CITY TREASURER OF CITY CASH ON HAND AT THE CLOSE OF BUSINESS JUNE 30, 2015 AND JULY 31, 2015 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(5-21)**

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY, SEPTEMBER 28, 2015 AT 5:30 P.M. ON THE MANAGER APPLICATION OF LAUREN E. DUNCAN FOR TDP PHASE TWO LLC DBA HYATT PLACE AT 600 Q ST - CLERK read the following resolution introduced by, Carl Eskridge, who moved its adoption:

A-89230 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 28, 2015, at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Manager Application of Lauren E. Duncan for TDP Phase Two LLC dba Hyatt Place at 600 Q St.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Carl Eskridge

Seconded by Raybould & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, SEPTEMBER 28, 2015 AT 5:30 P.M. ON THE APPLICATION OF MID PLAINS FOOD & LODGING INC DBA FATDOGS FOR A CLASS D LIQUOR LICENSE AT 3100 NW 12TH STREET - CLERK read the following resolution introduced by, Carl Eskridge, who moved its adoption:

A-89231 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 28, 2015, at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Application of Mid Plains Food & Lodging Inc dba Fatdogs for a Class D Liquor License at 3100 NW 12th Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Carl Eskridge

Seconded by Raybould & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, SEPTEMBER 28, 2015 AT 5:30 P.M. ON THE APPLICATION OF GRATA LLC DBA GRATA FOR A CLASS C LIQUOR LICENSE AT 2755 JAMIE LANE, SUITE 14-16 - CLERK read the following resolution introduced by, Carl Eskridge, who moved its adoption:

A-89232 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 28, 2015, at 5:30 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Application of Grata LLC dba Grata for a Class C Liquor License at 2755 Jamie Lane, Suite 14-16.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Carl Eskridge

Seconded by Raybould & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

INFORMAL PETITION TO CREATE A SEWER DISTRICT AT 6TH & CALVERT ST. SUBMITTED BY PIONEER BUSINESS PARK ASSOC. - CLERK presented said petition which was referred to the Public Works Department.

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 15067 to Special Permit #05003A, Meadow View 2nd Addition CUP, approved by the Acting Planning Director on August 19, 2015, requested by REGA Engineering, to add notes allowing accessory structures up to 2,000 sq. ft. in addition to attached garages, on property generally located at SW 70th Street and Pioneers Boulevard.

LIQUOR RESOLUTIONS

APPLICATION OF COTTONWOOD CAFÉ, LLC DBA COTTONWOOD CAFÉ FOR A CLASS I LIQUOR LICENSE AT 440 SOUTH 11TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89223 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Cottonwood Café, LLC dba Cottonwood Café for a Class "I" liquor license at 440 South 11th Street, Lincoln, Nebraska, for the license period ending April 30, 2016, be approved with the condition that:

1. Applicant must successfully complete the responsible beverage manager training course required by Section 5.04.035 of the Lincoln Municipal Code prior to receiving the liquor license from the City Clerk.
 2. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.
 3. There be no business or personal alcohol related offenses by the applicant within the first year after approval.
 4. The premises must comply in every respect with all city and state regulations.
- The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by: Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF NATHAN SIMPSON FOR COTTONWOOD CAFÉ, LLC DBA COTTONWOOD CAFÉ AT 440 SOUTH 11TH STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89234 WHEREAS, Cottonwood Café, LLC dba Cottonwood Café located at 440 South 11th Street, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Nathan Simpson be named manager;

WHEREAS, Nathan Simpson appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Nathan Simpson be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by: Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPLICATION OF MIDWEST BBQ VENTURES LINCOLN, LLC DBA FAMOUS DAVE'S FOR A CLASS IK LIQUOR LICENSE AT 2750 PINE LAKE ROAD - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89235 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Midwest BBQ Ventures Lincoln, LLC dba Famous Dave's for a Class "IK" liquor license at 2750 Pine Lake Road, Lincoln, Nebraska, for the license period ending April 30, 2016, be approved with the condition that:

1. Applicant must successfully complete the responsible beverage manager training course required by Section 5.04.035 of the Lincoln Municipal Code prior to receiving the liquor license from the City Clerk.
 2. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.
 3. There be no business or personal alcohol related offenses by the applicant within the first year after approval.
 4. The premises must comply in every respect with all city and state regulations.
- The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF KELLY M. YAKOPEC FOR MIDWEST BBQ VENTURES LINCOLN, LLC DBA FAMOUS DAVE'S AT 2750 PINE LAKE ROAD - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89236 WHEREAS, Midwest BBQ Ventures Lincoln, LLC dba Famous Dave's located at 2750 Pine Lake Road, Lincoln, Nebraska has been approved for a Retail Class "IK" liquor license, and now requests that Kelly M. Yakopec be named manager;

WHEREAS, Kelly M. Yakopec appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Kelly M. Yakopec be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF JESSE G. REECE FOR SCHOLL REECE, LLC DBA BORN IN A BARN AT 815 O STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89237 WHEREAS, Scholl Reece, LLC dba Born in a Barn located at 815 O Street, Lincoln, Nebraska has been approved for a Retail Class "I" liquor license, and now requests that Jesse G. Reece be named manager;

WHEREAS, Jesse G. Reece appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Jesse G. Reece be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF KIRK BAHM FOR MORAN'S LIQUOR WORKS LLC DBA MORAN'S BOTTLE SHOP AT 3402 A STREET - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89238 WHEREAS, Moran's Liquor Works, LLC dba Moran's Bottle Shop located at 3402 A Street, Lincoln, Nebraska has been approved for a Retail Class "CK" liquor license, and now requests that Kirk D. Bahm be named manager;

WHEREAS, Kirk D. Bahm appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Kirk D. Bahm be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPLICATION OF GNS CORPORATION DBA CAPPY'S FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 20 FEET BY 40 FEET AND AN INDOOR AREA MEASURING APPROXIMATELY 85 FEET BY 88 FEET AT GALA RECEPTION HALL AT 2602 PARK BOULEVARD ON SEPTEMBER 25, OCTOBER 31, AND NOVEMBER 7, 2015 FROM 5:00 P.M. TO 2:00 A.M. - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89239 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of GNS Corporation dba Cappy's for a special designated license to cover an outdoor area measuring approximately 20 feet by 40 feet and an indoor area measuring approximately 85 feet by 88 feet at Gala Reception Hall at 2602 Park Boulevard, Lincoln, Nebraska, on September 25, October 31, and November 7, 2015, between the hours of 5:00 p.m. and 2:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

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APPLICATION OF GNS CORPORATION DBA CAPPY'S BAR FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 20 FEET BY 40 FEET AND AN INDOOR AREA MEASURING APPROXIMATELY 87 FEET BY 87 FEET AT GALA RECEPTION HALL AT 2602 PARK BOULEVARD ON SEPTEMBER 19, 2015 FROM 5:00 P.M. TO 1:00 A.M. (P.H. CON'T W/ACTION FOR TWO WEEKS UNTIL 9/14/15, 7-0) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89240 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of GNS Corporation dba Cappy's for a special designated license to cover an outdoor area measuring approximately 20 feet by 40 feet and an indoor area measuring approximately 87 feet by 87 feet at Gala Reception Hall at 2602 Park Boulevard, Lincoln, Nebraska, on September 19, 2015, between the hours of 5:00 p.m. and 1:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPLICATION OF GNS CORPORATION DBA CAPPY'S BAR FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 20 FEET BY 40 FEET AND AN INDOOR AREA MEASURING APPROXIMATELY 87 FEET BY 87 FEET AT GALA RECEPTION HALL AT 2602 PARK BOULEVARD ON OCTOBER 3, 2015 FROM 5:00 P.M. TO 1:00 A.M. (P.H. CON'T W/ACTION FOR TWO WEEKS UNTIL 9/14/15, 7-0) - CLERK read the following resolution, introduced by Jon Camp, who moved its adoption for approval:

A-89241 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of GNS Corporation dba Cappy's for a special designated license to cover an outdoor area measuring approximately 20 feet by 40 feet and an indoor area measuring approximately 87 feet by 87 feet at Gala Reception Hall at 2602 Park Boulevard, Lincoln, Nebraska, on October 3, 2015, between the hours of 5:00 p.m. and 1:00 a.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

PUBLIC HEARING - RESOLUTIONS

SPECIAL PERMIT 15030 - APPLICATION OF OAK LAKE EVANGELICAL FREE CHURCH TO CONSTRUCT A 85-FOOT TALL MONOPOLE FOR PERSONAL WIRELESS FACILITIES, ON PROPERTY GENERALLY LOCATED AT 3300 NORTH 1ST STREET - PRIOR to reading:

RAYBOULD Moved to amend Bill 15R-181 in the following manner to include stipulations:

1. The neighborhood residents would like to be kept informed as to the color of the mesh screen and final cosmetic design (which the church leadership has agreed to do).
2. The Church should be the one to determine if the Cross in the design plan should be installed on the tower and if so how many Crosses and their positions.
3. The bells in the drawing should NOT be functional and if the church so chooses to have them installed they be for cosmetic purposes only.

Seconded Gaylor Baird & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK Read the following resolution, introduced by Jane Raybould, who moved its adoption as amended:

A-89242 WHEREAS, Oak Lake Evangelical Free Church has submitted an application designated as Special Permit No. 15030 to construct an 85-foot personal wireless facility, on property generally located at 3300 North 1st Street, legally described as:

Lot 16 I.T., located in the Southwest Quarter of Section 11, Township 10 North, Range 6
East of the 6th P.M., Lincoln, Lancaster County, Nebraska;

WHEREAS, on July 22, 2015, the Planning Commission held a public hearing on said request and approved Special Permit No. 15030 with conditions, by adopting Resolution No. PC-01466; and

WHEREAS, on August 4, 2015, Timothy J. Reisdorff filed a notice of appeal, dated August 4, 2015, with the City Clerk appealing the action of the Planning Commission approving Special Permit No. 15030; and

WHEREAS, pursuant to Lincoln Municipal Code § 27.63.025 the action appealed from is deemed advisory and the City Council is authorized to take final action on the Special Permit; and

WHEREAS, the real property adjacent to the area included within the site plan for this personal wireless facility will not be adversely affected; and

WHEREAS, said site plan together with the terms and conditions hereinafter set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety, and general welfare.

NOW, THEREFORE, BE IT RESOLVED by the City of Lincoln, Nebraska:

That the application of Oak Lake Evangelical Free Church, hereinafter referred to as "Permittee", to allow a 85-foot personal wireless facility on property legally described above be and the same is hereby granted under the provisions of Section 27.63.720 of the Lincoln Municipal Code upon condition that construction of said personal wireless facility be in substantial compliance with said application, the site plan, and the following additional express terms, conditions, and requirements:

1. This permit approves an 85-foot personal wireless facility capable of accommodating antennas for a total of at least two wireless service providers.
2. Before a final plat is approved the Permittee shall cause to be prepared and submitted to the Planning Department a revised and reproducible final plot plan including four copies with all required revisions as listed below:
 - a. Add a note stating that the tower will not be lighted.
 - b. Revise the plan to show antenna arrays with stand-off arms consistent with the photo simulations.
 - c. Add a note to the site plan which states, "All required screening/landscaping as required by the Design Standards to be shown at the time of building permit".
3. The Permittee must post a surety in the minimum amount necessary to guarantee the removal of the facilities. The surety must remain in effect for the life of the permit.
4. Before use of the facility, all development and construction shall substantially comply with the approved plans.
5. All privately-owned improvements shall be permanently maintained by the Permittee.
6. The physical location of all setbacks and yards, buildings, parking and circulation elements, and similar matters must be in substantial compliance with the location of said items as shown on the approved site plan.
7. The terms, conditions, and requirements of this resolution shall run with the land and be binding on the Permittee, its successors, and assigns.
8. The Permittee shall sign and return the letter of acceptance to the City Clerk. This step should be completed within 60 days following the approval of the special permit. The City Clerk shall file a copy of the resolution approving the special permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the applicant. Building permits will not be issued unless the letter of acceptance has been filed.

Introduced by Jane Raybould

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

ORDINANCES - 2ND READING & RELATED RESOLUTIONS (as required)

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "C" BY CREATING THE CLASSIFICATIONS OF "PUBLIC SAFETY DISPATCHER," "SENIOR PUBLIC SAFETY DISPATCHER," AND "PUBLIC SAFETY DISPATCH SUPERVISOR." - CLERK read an ordinance, introduced by Roy Christensen, amending Ordinance No. 20228 passed August 10, 2015, relating to the schedules of pay ranges for employees of the City of Lincoln whose classifications are assigned to a pay range which is prefixed by the letter "C," by creating the job classifications of "Public Safety Dispatcher", "Senior Public Safety Dispatcher", and "Public Safety Dispatch Supervisor", the second time.

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "C" BY CREATING THE CLASSIFICATION OF "PROCESS CONTROL TECHNICIAN" - CLERK read an ordinance,

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introduced by Roy Christensen, amending Ordinance No. 20228 passed August 10, 2015, relating to the schedules of pay ranges for employees of the City of Lincoln whose classifications are assigned to a pay range which is prefixed by the letter “C,” by creating the job classification of “Process Control Technician”, the second time.

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER “N” BY CREATING THE CLASSIFICATION OF “AUTOMOTIVE BODY TECHNICIAN” - CLERK read an ordinance, introduced by Roy Christensen, amending Ordinance No. 20227 passed August 10, 2015, relating to the schedules of pay ranges for employees of the City of Lincoln whose classifications are assigned to a pay range which is prefixed by the letter “N,” by creating the job classification of “Automotive Body Technician”, the second time.

AMENDING THE PAY SCHEDULES FOR THE EMPLOYEE GROUPS WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGES WHICH ARE PREFIXED BY THE LETTERS “A” AND “C” BY CHANGING THE TITLE AND PAY RANGE OF CLASS 3011 FROM “EMS MANAGEMENT SUPPORT SPECIALIST” IN PAY RANGE A14 TO “EMS SUPPLY SPECIALIST” IN PAY RANGE C26 - CLERK read an ordinance, introduced by Roy Christensen, amending Ordinance No. 20228 and Ordinance No. 20229 both passed August 10, 2015, relating to the schedules of pay ranges for employees of the City of Lincoln whose classifications are assigned to a pay range which is prefixed by the letter “C” and “A,” by changing the pay range and class title for the job classification “EMS Management Support Specialist” from A14 to C26 “EMS Supply Specialist”, the second time.

CHANGE OF ZONE 2463E - APPLICATION OF 3 AMIGOS PROPERTIES, LLC, TO AMEND HIGHPOINTE PLANNED UNIT DEVELOPMENT BY CHANGING THE ZONING FROM R-3 RESIDENTIAL DISTRICT PUD TO B-2 PLANNED NEIGHBORHOOD BUSINESS DISTRICT PUD; AND FOR APPROVAL OF AN AMENDED DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW THE SALE OF ALCOHOL FOR CONSUMPTION ON THE PREMISES IN CONJUNCTION WITH A RESTAURANT AS A PERMITTED USE IN THE B-2 AREA, AND ADJUSTS THE PARKING REQUIREMENT TO ONE SPACE PER 300 SQUARE FEET OF FLOOR FOR ALL USES IN THE B-2 AREA, ON PROPERTY GENERALLY LOCATED AT 4701 OLD CHENEY ROAD - CLERK read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

APPROVING THE SECOND AMENDMENT TO THE BOND ORDINANCE FOR THE CITY OF LINCOLN HAYMARKET HOTEL/TOOL HOUSE REDEVELOPMENT PROJECT IN DOWNTOWN LINCOLN TO AMEND THE TOTAL NOT TO EXCEED AMOUNT TO \$3,015,000 - CLERK read an ordinance, introduced by Roy Christensen, amending Ordinance No. 19403, as previously amended by Ordinance No. 19590, to increase the authorized principal amount of bonds to \$3,015,000; to repeal certain provisions of Ordinance No. 19403, as amended by Ordinance No. 19590, in connection therewith; taking other action in connection with the foregoing; and related matters, the second time.

ANNEXATION 15008 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 4.81 ACRES OF PROPERTY GENERALLY LOCATED AT 70TH STREET AND ARBOR ROAD. (RELATED ITEMS: 15-115, 15-116) - PRIOR to reading:

CHRISTENSEN Moved to continue Public Hearing for 1 week to 9/21/15.

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK Read an ordinance, introduced by Roy Christensen, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the second time.

CHANGE OF ZONE 15022 - APPLICATION OF DEREK ZIMMERMAN FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO H-3 HIGHWAY COMMERCIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT 70TH STREET AND ARBOR ROAD. (RELATED ITEMS: 15-115, 15-116) - PRIOR to reading:

CHRISTENSEN Moved to continue Public Hearing for 1 week to 9/21/15.

Seconded by Lamm and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK Read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

ANNEXATION 15007 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 44.78 ACRES OF PROPERTY GENERALLY LOCATED AT NORTH 84TH STREET AND HAVELOCK AVENUE. (RELATED ITEMS: 15-105, 15-106) - PRIOR to reading:

CHRISTENSEN Moved to continue Public Hearing for 1 week to 9/21/15.
Seconded by Eskridge and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK Read an ordinance, introduced by Roy Christensen, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the second time.

CHANGE OF ZONE 15020 - APPLICATION OF PAR 5 PARTNERS, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO I-2 INDUSTRIAL PARK DISTRICT ON PROPERTY GENERALLY LOCATED AT 4851 NORTH 84TH STREET. (RELATED ITEMS: 15-105, 15-106) - PRIOR to reading:

CHRISTENSEN Moved to continue Public Hearing for 1 week to 9/21/15.
Seconded by Eskridge and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK Read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

ANNEXATION 15006 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 45.73 ACRES AND ADJACENT RIGHTS-OF-WAY ON PROPERTY GENERALLY LOCATED AT SOUTH 63RD STREET AND YANKEE HILL ROAD. (RELATED ITEMS: 15-108, 15-109) - CLERK read an ordinance, introduced by Roy Christensen, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the second time.

CHANGE OF ZONE 04075F - APPLICATION OF THE OWNERS, TO AMEND VILLAGE GARDENS PLANNED UNIT DEVELOPMENT BY EXPANDING THE BOUNDARY TO INCLUDE APPROXIMATELY 46 ADDITIONAL ACRES, FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON SAID ADDITIONAL PROPERTY; FOR A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY; AND FOR A DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW ADDITIONAL SINGLE-FAMILY DWELLING LOTS ON THE UNDERLYING R-3 ZONED AREA. (RELATED ITEMS: 15-108, 15-109) - CLERK read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the second time.

ORDINANCES - 3rd READING & RELATED RESOLUTIONS - NONE

RECONSIDERED

RESOLUTION A: AMENDING THE 2014-2016 CITY OF LINCOLN BIENNIAL OPERATING BUDGET FOR THE 2015-2016 FISCAL YEAR (8/24/15 - PUBLIC HEARING AND ACTION DELAYED UNTIL 08/31/15, 7-0) (RELATED ITEMS: 15R-179, 15-102) (8/31/15 - AMENDED, 7-0; ADOPTED AS AMENDED, 5-2, GAYLOR BAIRD, RAYBOULD DISSENTING; A-89225) - PRIOR to reading:

LAMM Moved to reconsider Resolution A, A-89225.
Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

LAMM Moved to amend Budget Resolution A as follows:
14. That the following unexpended appropriations are reappropriated effective August 31, 2015 up to the following amounts.

<u>Business Unit/Object Code</u>	<u>Description</u>	<u>Amount</u>
01001.5989	City Council/Misc. Other Services & Charges	\$446
0401B.5621	Police/Management/Misc. Contractual	\$200,000
0401B.5628	Police/Management/Consultant Services	\$36,442
0402B.5420	Police/Admin. Support/Minor Equip.	\$13,369
0402B.5421	Police/Admin. Support/Safety Equipment	\$25,168
0402B.5728	Police/Admin. Support/Schools & Conf.	\$5,700
0402B.5859	Police/Admin. Support/Equip. Maint. Contracts	\$29,832
0402B.5861	Police/Admin. Support/Furn. & Fix. Repair	\$19,009

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0402B.5952	Police/Admin. Support/Advert./Media Serv.	\$50,894
0402B.6062	Police/Admin. Support/Audio Visual Equip.	\$33,499
0402B.6069	Police/Admin. Support/DP Equip.	\$56,698
0403B.5859	Police/Operations/Equip. Maint. Contracts	\$43,762
0403B.6072	Police/Operations/Furn. & Fixtures	\$8,982
06140.5624	Cash Reserve Fund/Auditing Services	\$257,240 \$207,240
06140.5989	Cash Reserve Fund/Misc. Other Services & Charges	\$200,000
06065.6085	Police/Radio Shop/Radio Equipment	\$127,368 \$102,368
08001.5633	Bldg. & Safety/Admin./Software	\$99,559
08002.6069	Bldg. & Safety/Admin./DP Equip.	\$10,000
08002.6069	Bldg. & Safety/Business Office/DP Equip.	\$100,000 \$75,000
08007.6069	Bldg. & Safety/Mechanical/DP Equip.	\$10,000
08008.6069	Bldg. & Safety/Electrical/DP Equip.	\$10,000
08009.6069	Bldg. & Safety/Plumbing/DP Equip.	\$10,000
09250.9246	Parks/Keno/Unprogrammed Keno Appropriations	\$52,677
12101.5628	Health/Director's Office/Consultant	\$33,736
12122.5628	Health/EPH/Waste	\$85,000
12144.5091	Health/Health Promotion/Chronic Disease	\$17,000
12151.6076	Health/Dental Misc. Equipment	\$13,350
12172.6069	Health/Computer Resources/DP Equip.	\$122,174 \$97,174
17004.5638	Com. Health Endowment/Misc. Contr.	\$2,464,230
18002.5070	General Expense/Future Labor Settlements	\$956,925 \$856,925
18002.5621	General Expense/Misc. Contractual	\$16,063
18002.5624	General Expense/Auditing Service	\$45,938
18002.5628	General Expense/Consultant	\$17,088
18002.5632	General Expense/Systems Development	\$230,000 \$200,000
18002.5636	General Expense/Demolition of Buildings	\$125,842 \$100,842
18002.5642	General Expense/Legal Services	\$97,158
18002.5646	General Expense/State/Federal Lobbying	\$49,002
18002.5657	General Expense/Human Serv. Contracts	\$97,223
18002.5659	General Expense/Oracle Financial System	\$244,351 \$204,351

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

LAMM Moved to amend the Budget Resolution A as follows:

~~10. General Fund unencumbered operating appropriations are only reappropriated up to \$6,000,000. Any other amount in General Fund unencumbered operating appropriations shall lapse.~~

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

LAMM Moved to amend the Budget Resolution A as follows:

~~4. Upon affirmative vote by more than 75% of the City Council restricted funds for Fiscal Year 2015-16 shall be increased by an additional one percent (1%) as provided by Neb. Rev. Stat. Section 13-519.~~

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

LAMM Moved to amend the Budget Resolution A as amended by combining it with Budget Resolution C as amended.

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

RESOLUTION C: AMENDING THE 2014-2016 CITY OF LINCOLN BIENNIAL OPERATING BUDGET FOR THE 2015-2016 FISCAL YEAR. (8/31/15 - AMENDED, 7-0; ADOPTED AS AMENDED, 7-0; A-89227) - PRIOR to reading:

LAMM Moved to amend the Budget Resolution C, which is now part of Resolution A, as follows:

2. The Finance Director is hereby directed to transfer unencumbered appropriations and cash (where necessary) from the budget for 2015-16 in 18002.5070 (General Expense/Future Labor Settlements) in amounts proportionate to each department's share of the total settlement at such time as contracts are signed w/ labor unions. ~~\$856,925 from line 18002.5070 General Expense/Future Labor Settlements for 2014-2015 is reappropriated for the 2014-2015 police union contract.~~

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

LAMM Moved to amend the Budget Resolutions A and C as combined to attach the 2015-2016 budget schedules and attachments to this Resolution.

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

RESOLUTION A

A-89225 WHEREAS under the provisions of Section 26a of Article IX of the Charter of the City of Lincoln and Chapter 3.06 of the Lincoln Municipal Code, the biennial budget for the City of Lincoln was submitted on July 14, 2014 and adopted on August 25, 2014; and

WHEREAS under Chapter 3.06 of the Lincoln Municipal Code the City Council may revise the previously adopted biennial budget due to the unforeseen circumstances that the actual expenditures for the current fiscal year will exceed budgeted expenditures unless the current fiscal year 2015-16 Budget is revised; and

WHEREAS, under the provisions of Section 26a of Article IX and chapter 3.06 of the Lincoln Municipal Code and Nebraska Revised Statute 13-511, a notice and public hearing on the proposed revised budget was held on August 24, 2015, notice thereof having been published in one issue of the Lincoln Journal Star, a newspaper of general circulation in the City, more than five days before such hearing;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska

1. There is hereby levied upon all taxable property within the corporate limits of the City of Lincoln, Nebraska, upon each one hundred dollars of approximate market value thereof, taxes in an amount sufficient to generate funds for the purposes and in the amounts hereinafter named, to-wit:

	2015-16 Appropriated Amount-90%	2015-16 Total Tax As Levied-100%	2015-16 Per \$100 Market Value
General	\$30,842,732	\$34,269,703	0.18567
Library	6,991,817	7,768,685	0.04209
Social Security	2,390,407	2,656,008	0.01439
Police & Fire Pension Unemployment	5,843,956	6,493,285	0.03518
Compensation	49,835	55,372	0.00030
Bond Interest & Redemption	5,307,402	5,897,113	0.03195

2. Per resolution A-82134 passed by the City Council on June 9, 2003 establishing an unreserved fund balance policy for the City, the General Fund unreserved fund balance as of the last audited financial statements as of August 31, 2014 was \$39,781,833. This August 31, 2014 unreserved balance is 26.79% of the General Fund budget for 2015-16 of \$148,507,365 included in this resolution. The August 31, 2014 unreserved balance was 6.79% more than the 20% goal for such balance set by Resolution A-82134.

3. The Finance Director is hereby directed to change the schedules and attachments to accurately reflect this Resolution.

- ~~4. Upon affirmative vote by more than 75% of the City Council restricted funds for Fiscal Year 2015-16 shall be increased by an additional one percent (1%) as provided by Neb. Rev. Stat. Section 13-519.~~

5. Having met the appropriate Comprehensive Plan Conformance Requirements, the Six Year Capital Improvement Program (CIP) for 2014-15 – 2019-20 adopted as Schedule 5 of Resolution A-88504 is hereby amended for fiscal year for 2015-16 and the City Council hereby appropriates the designated funds and directs the Finance Director to make the necessary adjustments to the biennial budget:

- a. Parks & Rec. CIP Project #0116 – Centennial Mall (413516.6138) – increase TIF \$510,000.
- b. Fire - approve project to purchase 4 fire engines and 2 fire trucks and appropriate \$2,100,000 lease/purchase and \$636,540 General Fund.
- c. Public Works & Utilities CIP Project #0120 – Bus Purchase (407838.6086) – increase SR appropriation \$205,900.
- d. Public Works & Utilities CIP Project #0717 – Facility Repairs (701455.5621) – increase lease purchase financing \$2,150,000 for MSC roof and HVAC repairs.
- e. Urban Development – approve South Haymarket Surface Parking project and appropriate \$350,000 TIF.

6. The Finance Director is hereby authorized to transfer to the Lincoln Parks & Recreation Foundation, pursuant to an agreement with said Foundation, up to the following balances plus accrued interest or other revenue as of August 31, 2015:

From:	295835.5621	Gallery Alley	\$50,000
	413333.5621	“N” Street Bikeway	\$250,000
To:		Lincoln Parks Foundation Gallery Alley Endowment	\$50,000
		Lincoln Parks Foundation “N” Street Bikeway Endowment	\$250,000

7. That the unencumbered appropriations and cash (where necessary) for the following items be transferred effective August 31, 2015 up to the following amounts:

<u>Business Unit/Object Code</u>	<u>Description</u>	<u>Amount</u>
From: 18002.5856	General Expense/City Share of Lincoln Ctr. Maint.	\$116,569
18002.5070	General Expense/Future Labor Settlements	\$200,000
0401b.6001	Police/Management/Reappropriated Funds (also 04001.9220)	\$900,000
09250.5621	Parks/Keno/Misc. Contractual	\$35,000

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	18002.5628	General Expense/Consultant	\$17,000
To:	413536	Urban Dev./Downtown Street Trees (also 13001.9234 UD CIP Transfers)	\$116,958
	05001.9233	Fire/Admin./Fire CIP Projects	\$200,000
	15001.9140	Police & Fire Pension Fund/Transfers In	\$900,000
	413332	Urban Dev./Tower Square	\$35,000
	409416	Parks/Public Art Preservation	\$17,000
8.	That the unencumbered appropriations and cash (where necessary) for the following items be transferred effective August 31, 2015 and reappropriated up to the following amounts:		
	<u>Business Unit/Object Code</u>	<u>Description</u>	<u>Amount</u>
From:	295691.9220	Donations/Planning/Wayfinding Contract	\$3,500.13
	04001.9220	Police/Management/Cash Transfers	\$300,000
	11001.5021	Planning/Admin./Salaries	\$18,000
	12151.5869	Health/Dental/Other Equip. Maint. & Repair	\$6,000
	12151.6072	Health/Dental/Furniture & Fixtures	\$5,190
	18002.5081	General Expense/Health Insurance	\$430,704.74
	79140.5989	P.W. & U./11 th Street Streetscape maintenance	\$15,000
	09010.5021	Parks/Forestry/Salaries	\$15,000
	09010.5023	Parks/Forestry/Overtime	\$2,500
	09010.5924	Parks/Forestry/Rent of Machinery & Equip.	\$12,500
	18002.5070	General Expense/Future Labor Settlements	\$200,000
To:	05004.9233	Fire/Emergency Services/CIP Transfers (Fire Trucks/Engines CIP project)	\$200,000
	12151.6076	Health/Dental/Misc. Equip.	\$11,190
	09010.5621	Parks/Forestry/Misc. Contractual	\$30,000
	10001.5621	Personnel/Miscellaneous Contractual	\$80,000
	11001.9140	Planning/Cash Transfers In (Appropriate to 11001.5621)	\$3,500.13
	11001.5631	Planning/Admin./Data Processing Service	\$18,000
	18002.5624	General Expense/Auditing	\$26,500
	18002.5856	General Expense/City Share of Lincoln Center Maint.	\$12,500
	18002.5856	DLA snow removal equipment	\$55,000
	18002.5966	General Expense/Indust. Promo (Air Show)	\$30,000
	18002.5966	General Expense/Indust. Promo (Roller Skating)	\$30,000
	06014.6076	Police/911 Communications/Telephone Equip.	\$300,000
	06014.5021	Police/911 Communications/Salaries	\$95,000
	18002.5649	Shared Services - Human Service	\$2,260
	18002.5650	Shared Services – Emergency Management	\$ 27,348
	18002.5652	Shared Services - Public Defender	\$48,479
	18052.9140	DSC Set-up (also 18002.9220)	\$331.32
	79100.5621	Public Works & Util./Noxious Weed	\$8,613
	79140.5621	P.W. & U./11 th Street Streetscape maintenance	\$15,000
	205019.9140	EECBG Rebates	\$11,248.54
	205025.9140	reEnergize Omaha & Lincoln	\$3,424.88
9.	That the following unexpended appropriations are reappropriated effective August 31, 2015 up to the following amounts.		
	<u>Business Unit/Object Code</u>	<u>Description</u>	<u>Amount</u>
	01001.5989	City Council/Misc. Other Services & Charges	\$446
	0401B.5621	Police/Management/Misc. Contractual	\$200,000
	0401B.5628	Police/Management/Consultant Services	\$36,442
	0402B.5420	Police/Admin. Support/Minor Equip.	\$13,369
	0402B.5421	Police/Admin. Support/Safety Equipment	\$25,168
	0402B.5728	Police/Admin. Support/Schools & Conf.	\$5,700
	0402B.5859	Police/Admin. Support/Equip. Maint. Contracts	\$29,832
	0402B.5861	Police/Admin. Support/Furn. & Fix. Repair	\$19,009
	0402B.5952	Police/Admin. Support/Advert./Media Serv.	\$50,894
	0402B.6062	Police/Admin. Support/Audio Visual Equip.	\$33,499
	0402B.6069	Police/Admin. Support/DP Equip.	\$56,698
	0403B.5859	Police/Operations/Equip. Maint. Contracts	\$43,762
	0403B.6072	Police/Operations/Furn. & Fixtures	\$8,982
	06140.5624	Cash Reserve Fund/Auditing Services	\$257,240 \$207,240
	06140.5989	Cash Reserve Fund/Misc. Other Services & Charges	\$200,000
	06065.6085	Police/Radio Shop/Radio Equipment	\$127,368 \$102,368
	08001.5633	Bldg. & Safety/Admin./Software	\$99,559
	08002.6069	Bldg. & Safety/Admin./DP Equip.	\$10,000
	08002.6069	Bldg. & Safety/Business Office/DP Equip.	\$100,000 \$75,000
	08007.6069	Bldg. & Safety/Mechanical/DP Equip.	\$10,000
	08008.6069	Bldg. & Safety/Electrical/DP Equip.	\$10,000
	08009.6069	Bldg. & Safety/Plumbing/DP Equip.	\$10,000

09250.9246	Parks/Keno/Unprogrammed Keno Appropriations	\$52,677
12101.5628	Health/Director's Office/Consultant	\$33,736
12122.5628	Health/EPH/Waste	\$85,000
12144.5091	Health/Health Promotion/Chronic Disease	\$17,000
12151.6076	Health/DentalMisc. Equipment	\$13,350
12172.6069	Health/Computer Resources/DP Equip.	\$122,174 \$97,174
17004.5638	Com. Health Endowment/Misc. Contr.	\$2,464,230
18002.5070	General Expense/Future Labor Settlements	\$956,925 \$856,925
18002.5621	General Expense/Misc. Contractual	\$16,063
18002.5624	General Expense/Auditing Service	\$45,938
18002.5628	General Expense/Consultant	\$17,088
18002.5632	General Expense/Systems Development	\$230,000 \$200,000
18002.5636	General Expense/Demolition of Buildings	\$125,842 \$100,842
18002.5642	General Expense/Legal Services	\$97,158
18002.5646	General Expense/State/Federal Lobbying	\$49,002
18002.5657	General Expense/Human Serv. Contracts	\$97,223
18002.5659	General Expense/Oracle Financial System	\$244,351 \$204,351
18002.5856	General Expense/City Share of Lincoln Center Maint.	\$116,569
18002.5865	General Expense/Minor Bldg. & Grounds Improve.	\$7,500
18002.5970	General Expense/Court & Litigation	\$150,000
18002.5998	General Expense/Witness Fees	\$58,000
18002.5878	General Expense/Problem Resolution Team	\$62,549
18002.5880	General Expense/Graffiti Abatement	\$82,444
18002.6024	General Expense/City Share Impact Fees (Low Income)	\$401,704
18002.6027	General Expense/City Share Impact Fees (Econ. Dev.)	\$483,071
18013.5784	Street Lights/Misc. Insurance	\$90,000
18013.5822	Street Lights/Electricity	\$100,000
18041.6155.01	Fiber Network/Fiber Network Investment	\$10,529
79140.5621	Pub. Works & Util./Sts. & Hwys./Misc. Contractual	\$133,648
79140.5989	Pub. Works & Util./Sts. & Hwys./Durable Markings	\$945,135
79400.9220	Parking/Misc. Other Serv. & Charges/Contingency	\$400,000

~~10. General Fund unencumbered operating appropriations are only reappropriated up to \$6,000,000. Any other amount in General Fund unencumbered operating appropriations shall lapse.~~

RESOLUTION C

WHEREAS under the provisions of Section 26a of Article IX of the Charter of the City of Lincoln and Chapter 3.06 of the Lincoln Municipal Code, the biennial budget for the City of Lincoln was submitted on July 14, 2014 and adopted on August 25, 2014; and

WHEREAS under Chapter 3.06 of the Lincoln Municipal Code the City Council may revise the previously adopted biennial budget due to the unforeseen circumstances that the actual expenditures for the current fiscal year will exceed budgeted expenditures unless the current fiscal year 2015-16 Budget is revised; and

WHEREAS, under the provisions of Section 26a of Article IX and chapter 3.06 of the Lincoln Municipal Code and Nebraska Revised Statute 13-511, a notice and public hearing on the proposed revised budget was held on August 24, 2015, notice thereof having been published in one issue of the Lincoln Journal Star, a newspaper of general circulation in the City, more than five days before such hearing;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. The Finance Director is hereby directed to change the schedules and attachments to accurately reflect this Resolution.
2. The Finance Director is hereby directed to transfer unencumbered appropriations and cash (where necessary) from the budget for 2015-16 in 18002.5070 (General Expense/Future Labor Settlements) in amounts proportionate to each department's share of the total settlement at such time as contracts are signed w/ labor unions. ~~Any surplus funds remaining in this line item after contracts are signed and amounts are distributed to department's budgets up to \$500,000 shall be transferred to the Cash Reserve Fund at the end of the biennium. \$856,925 from line 18002.5070 General Expense/Future Labor Settlements for 2014-2015 is reappropriated for the 2014-2015 police union contract.~~
3. Appropriations in the amount of \$148,410 in Solid Waste Management Bonds Fund 547, Project #701925 LF Lateral Expansions are hereby lapsed.
4. All sponsorships received for the Bike Share Project are hereby appropriated.
5. There is hereby appropriated to each departmental operating budget 100% of the unencumbered operating appropriations as shown in the final Appropriation Status Report as of August 31, 2015 up to the amount show below:

<u>Fund</u>	<u>Amount</u>
Aging	\$380,000
Animal Control	\$116,000
General	\$6,000,000
Health	\$1,060,000
Library	\$205,000
StarTran	\$1,670,000

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911 Communications

\$505,000

Introduced by Leirion Gaylor Baird

FINAL VOTE ON RESOLUTION A: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

RESOLUTION B: AMENDING THE 2014-2016 CITY OF LINCOLN BIENNIAL OPERATING BUDGET FOR THE 2015-2016 FISCAL YEAR (8/31/15 - ADOPTED, 7-0; A-89226) -

LAMM Moved to reconsider Budget Resolution B.

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

LAMM Moved to amend the Budget Resolution B so that the same schedule and budgets for the JBC, CHE & Pinnacle Bank Arena are properly attached.

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

RESOLUTION B

A-89226 WHEREAS under the provisions of Section 26a of Article IX of the Charter of the City of Lincoln and Chapter 3.06 of the Lincoln Municipal Code, the biennial budget for the City of Lincoln was submitted on July 14, 2014 and adopted on August 25, 2014; and

WHEREAS under Chapter 3.06 of the Lincoln Municipal Code the City Council may revise the previously adopted biennial budget due to the unforeseen circumstances that the actual expenditures for the current fiscal year will exceed budgeted expenditures unless the current fiscal year 2015-16 Budget is revised; and

WHEREAS, under the provisions of Section 26a of Article IX and chapter 3.06 of the Lincoln Municipal Code and Nebraska Revised Statute 13-511, a notice and public hearing on the proposed revised budget was held on August 24, 2015, notice thereof having been published in one issue of the Lincoln Journal Star, a newspaper of general circulation in the City, more than five days before such hearing;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska

1. The Finance Director is hereby directed to change the schedules and attachments to accurately reflect this Resolution.
2. The City Council hereby appropriates the sums identified on Schedule 6 to adopt a budget for the Pinnacle Bank Arena.
3. The City Council hereby adopts the revised budget for the Community Health Endowment as identified on Schedule 7 as revised by the Community Health Endowment Board of Directors.
4. The Joint Budget Committee (JBC) Agencies appropriations included in the General Expense Budget (18002.5657) are adjusted to correspond with the recommendations of the Joint Budget Committee as shown on Schedule 8.

Introduced by Leirion Gaylor Baird

FINAL VOTE ON RESOLUTION B: AYES: Camp, Christensen, Fellers, Lamm; NAYS: Eskridge, Gaylor Baird, Raybould.

RESOLUTIONS - 1ST READING

APPROVING THE 2015-1016 CITY TAX RATE OF .31958 PER \$100.00 OF ASSESSED VALUATION

APPROVING A CORRECTION TO THE GENERAL FUND TAX RATE FOR THE 2015-16 FISCAL YEAR INCLUDED IN RESOLUTION A AMENDING THE SECOND YEAR OF THE 2014-16 BIENNIAL BUDGET ADOPTED AUGUST 31, 2015.

APPROVING A CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN PAR 5 PARTNERS, LLC AND THE CITY OF LINCOLN FOR THE DEVELOPMENT AND ANNEXATION OF PROPERTY GENERALLY LOCATED AT NORTH 84TH STREET AND HAVELOCK AVENUE. (RELATED ITEMS: 15-105, 15-106, 15R-193)

APPROVING A CONDITIONAL ANNEXATION AND ZONING AGREEMENT BETWEEN MONTE AND LISA FROELICH AND THE CITY OF LINCOLN FOR THE DEVELOPMENT AND ANNEXATION OF PROPERTY GENERALLY LOCATED AT 70TH STREET AND ARBOR ROAD. (RELATED ITEMS 15-115, 15-116, 15R-194)

APPROVING THE LABOR CONTRACT BETWEEN THE CITY OF LINCOLN AND LINCOLN POLICE UNION (LPU) FOR A TERM EFFECTIVE AUGUST 14, 2014 THROUGH AUGUST 31, 2015.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF AUGUST 16-31, 2015.

WAIVER NO. 15015 - APPLICATION OF LANK, LLC TO WAIVE THE ADDITIONAL PARKING REQUIRED BY A CHANGE IN USE FROM DAY CARE TO A KENNEL, PURSUANT TO SECTION 27.67.030(F) OF THE LINCOLN MUNICIPAL CODE, ON PROPERTY GENERALLY LOCATED AT 2205 HIGHWAY 2.

APPROVING A DEVELOPMENT AND CONDITIONAL ZONING AGREEMENT BETWEEN WILLIAM SCHWARTZKOPF AND FIRST NEBRASKA TRUST COMPANY, TRUSTEES OF THE EDWARD SCHWARTZKOPF QTIP MARITAL DEDUCTION TRUST AND THE CITY OF LINCOLN LIMITING THE USE OF PROPERTY TO BE REZONED FROM R-4 RESIDENTIAL DISTRICT TO H-3 HIGHWAY COMMERCIAL DISTRICT GENERALLY LOCATED EAST OF SOUTHWEST 1ST STREET AND SOUTH OF WEST L STREET.

ORDINANCES - 1ST READING & RELATED RESOLUTIONS (as required)

CHANGE OF ZONE 15025 - APPLICATION OF THE SLOSBURG COMPANY FOR A CHANGE OF ZONE FROM R-4 RESIDENTIAL DISTRICT TO R-5 RESIDENTIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT 241 NORTH 44TH STREET - CLERK read an ordinance, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

CHANGE OF ZONE 15024 - APPLICATION OF THE TRUSTEES OF THE EDWARD SCHWARTZKOPF QTIP MARITAL DEDUCTION TRUST FOR A CHANGE OF ZONE FROM R-4 RESIDENTIAL DISTRICT TO H-3 HIGHWAY COMMERCIAL DISTRICT ON PROPERTY GENERALLY LOCATED SOUTHEAST OF SOUTHWEST 1ST STREET AND WEST L STREET - CLERK read an ordinance, introduced by Carl Eskridge, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

ADJOURNMENT

6:06 P.M.

CAMP Moved to adjourn the City Council Meeting of September 14, 2015.
 Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen,
Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

Teresa J. Meier, City Clerk

Soulinnee Phan, Deputy City Clerk

